



IN THE
UNITED STATES

PATENT AND TRADEMARK OFFICE

*Patricia Lewis
#5/req for
extension
of time
+ fee
3-16-04*

IN RE
APPLICATION OF: Kargman et al

CASE: 57624.010004 (please note new
docket number – prior docket no.
2011783)

NOTICE OF APPEAL

Pursuant to

37 C.F.R. §1.191

SERIAL NO: 09/997,578

FILED ON: November 29, 2001

FOR: SYSTEM FOR PLACING ORDERS
THROUGH THE INTERNET TO A
SELECTED STORE OF A CHAIN OF
STORES

RECEIVED
MAR 11 2004
GROUP 3600

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION OF:
Examiner:
A. Robinson-Boyce
Group Art Unit 3623

03/10/2004 BABRAHA1 00000082 09997578

Dear Sir:

02 FC:1253

840.00 OP

D/K

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-2428.

The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed September 2, 2003, finally rejecting all of the pending claims in the subject patent application.

Applicant submits that the Notice of Appeal fee for a small entity of \$165.00 is herein enclosed. Additionally, submitted herewith is a petition for an extension of time and the required fee.

GREENBERG TRAURIG, P.C.
CHICAGO IP OFFICE
77 WEST WACKER DRIVE
SUITE 2400
CHICAGO, IL 60601
(312) 456-8400

Richard E. Dick
Richard D. Harris
Howard E. Silverman
John S. Pacocha
Mark R. Galis
Gary R. Jarosik
Douglas B. Teaney

27778
27898
32492
25197
36805
35906
33459

Herbert H. Finn
James K. Cleland
Brad R. Bertoglio
Jeffrey G. Mote
Jeffrey P. Dunning
Thomas E. Williams
Cameron M. Nelson

38139
44619
47422
48791
50686
54735
P-55486

Should anything further be required, a telephone call to the undersigned, at (312) 456-2502, is respectfully invited.

Respectfully submitted,

Dated: March 2, 2004

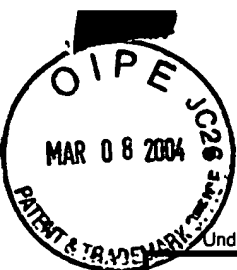

Howard E. Silverman

CERTIFICATE OF MAILING

I hereby certify that this NOTICE OF APPEAL is being deposited with the United States Postal Service as First Class Mail on the date indicated below in an envelope postage prepaid and addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 20231-1450.

Dated: March 2, 2004


Howard E. Silverman



AF/3823
Astrucia Lewis
PTO/US 34 (08-03)
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Office of Appeal
+ fee
3-16-04

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)
57624.010004 (formerly 2011783)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA on March 2, 2004

Signature How E. Silverman

Typed or printed name Howard E. Silverman

In re Application of
Kargman, et al

Application Number
09/997,578

Filed
November 29, 2001

For System for Placing Orders Through the Internet to a Selected Store of a Chain of Stores

Art Unit
3623

Examiner
A. Robinson-Boyce

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 165.00
- ☒ A check in the amount of the fee is enclosed. 03/10/2004 BABRAHA1 00000082 09997578 330.00 OFF
- ☐ Payment by credit card. Form PTO-2038 is attached. 01 FC:1401
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 502428. I have enclosed a duplicate copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.36(a) (FTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record. Registration 32492
- ☐ attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____

How E. Silverman

Signature

Howard E. Silverman

Typed or printed name

(312) 456-8400

Telephone number

March 2, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

GROUP 3600

RECEIVED
MAR 11 2004